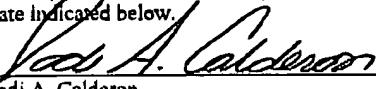


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being faxed to the U.S. Patent & Trademark Office at 703-308-6916 on the date indicated below.



Jodi A. Calderon

Date:

2-20-03

Inventor(s): O'NEILL and REHBERGER

Art Unit: 1651

Serial No. 09/912,049

Examiner: Irene Marx

Filed: July 24, 2001

Attorney Docket No. 362.003

For: *Direct-Fed Microbial***PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

Box DAC
Director of the U.S Patent
and Trademark Office
Washington, D.C. 20231

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FEB 20 2003

PETITIONS OFFICE

Dear Sir:

Applicants hereby petition for revival of the application for patent listed above pursuant to 37 C.F.R. §1.137(b). In making this petition, applicants state the following.

The application became abandoned due to a failure to timely file a request to rescind a previous nonpublication request under 35 U.S.C. 122(b)(2)(B)(ii). On July 24, 2002, applicants filed a PCT patent application directed to the invention disclosed in U.S. Patent Serial No. 09/912,049.

09/912,049 to O'NEILL and REHBERGER
Page 2

Applicants respectfully contend and state herein that the entire delay in filing the notice from the date that the notice was due under 35 U.S.C. §122(b)(2)(B)(iii) until the date the notice was filed was unintentional.

Accompanying this declaration is a Request to Rescind the Previous Nonpublication Request under 35 U.S.C. 112(b)(2)(B)(ii).

Accordingly, applicants respectfully request that application be revived, and that the application be examined in accordance with the Rules of Practice in Patent Cases, Title 37 of the Code of Federal Regulations.

The Director is hereby authorized to charge Deposit Account 50-1170 for the petition fee of \$650 (small entity) required under 37 C.F.R. §1.17(m) and to direct payment of any additional fees associated with this or any other communication, or to credit any overpayment, to Deposit Account 50-1170.

Date: February 20, 2003

Respectfully submitted,

Mary E. Eberle
Mary E. Eberle
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